

**State of Wisconsin - Department of Natural Resources
Substance Release Notification Report (SERTS)**

Incident Date & Time 11/09/2015 08:00		Reported Date & Time 11/10/2015 13:53		Activity Type Spill		BRRTS No. 04-31-576530		SPILL ID 20151110NE31-1	
Reported to DATCP? No		Transferred to DATCP? No		NFA Letter Sent? Yes <i>No RNC</i>		Transferred to ERP? No		Status Closed	
Location									
DNR Region NE		Mgmt Region NE		County Kewaunee		Municipality CASCO, TOWNSHIP OF		Parcel No.	
Location Name FARM FIELD AND FIELD DITCH						Address CEDAR VALLEY RD			
Location Description FIELD OFF THE NW CORNER OF CEDAR VALLEY RD AND CTH C									Facility ID
Location Type Farmstead/Farm Field/Open Rural Upland						PLSS Description			
WTM 711367X 450431 Y		Latitude/Longitude O ' " O ' "							
Responsible Parties									

PAGELS PONDEROSA DAIRY

N4893 CTH C
KEWAUNEE WI 54216

Cause	
Type Manure Release (pit, line break, transportation, f	
Other Cause	
Cause Description	

Substances					
Substance Manure [Manure]			Substance Other		
Quantity Released 3,000.00	Quantity Recovered 3,000.00	UOM Gallon	Physical Characteristic LIQUID	Color	Odor

Environmental Impacts		
Impact to Soil Contamination	Other Desc	Surface Water Name
Resource Damages? No	Resource Damage Type	
Resource Damage Comment		
Injuries? No	Injury Count 0	Injury Comment
Evacuation? No	Evacuation Count 0	Evacuation Comment

Response	
Enforcement Action? No	Enforcement Type
Enforcement Comment	

SPILL ID: 20151110NE31-1 BRRTS No: 04-31-576530

SPILL ID: 20151110NE31-1 BRRTS No: 04-31-576530

State of Wisconsin - Department of Natural Resources
Substance Release Notification Report (SERTS)

Beth Erdman

Cleanup Actions

Dike Built

Vacuum

Flushed

Cleanup Comments

Contractors

Other

Person Reporting

☐ Anonymous ☐ Violation ☒ RP Contact

DAVE LACROSSE

PAGELS PONDEROSA

CROP MANAGER

(920) 255-1526

Closure

Regional Spill Coordinator

Beth A Erdman (920) 303-5410

Docs Received On

12/07/2015

Date Closed

12/17/2015



Pagels Ponderosa Dairy



Legend

- Open Site (ongoing cleanup)
- Open Site Boundary
- Closed Site (completed cleanup)
- Closed Site Boundary
- Groundwater Contamination
- Soil Contamination
- Groundwater and Soil Contamination
- Contamination From Another Property
- Dryclean Environmental Response Fund (DERF)
- Green Space Grant (2004-2009)
- Ready for Reuse
- Site Assessment Grant (2001-2009)
- State Funded Response
- Sustainable Urban Development Zone (SUDZ)
- General Liability Clarification Letters
- Superfund NPL
- Voluntary Party Liability Exemption
- Rivers and Streams
- Open Water
- Municipality
- State Boundaries
- County Boundaries
- Major Roads
 - Interstate Highway
 - State Highway
 - US Highway

0.3 0 0.17 0.3 Miles

NAD_1983_HARN_Wisconsin_TM

© Latitude Geographics Group Ltd.

1: 10,560



DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/org/legal/>

Note: Not all sites are mapped.

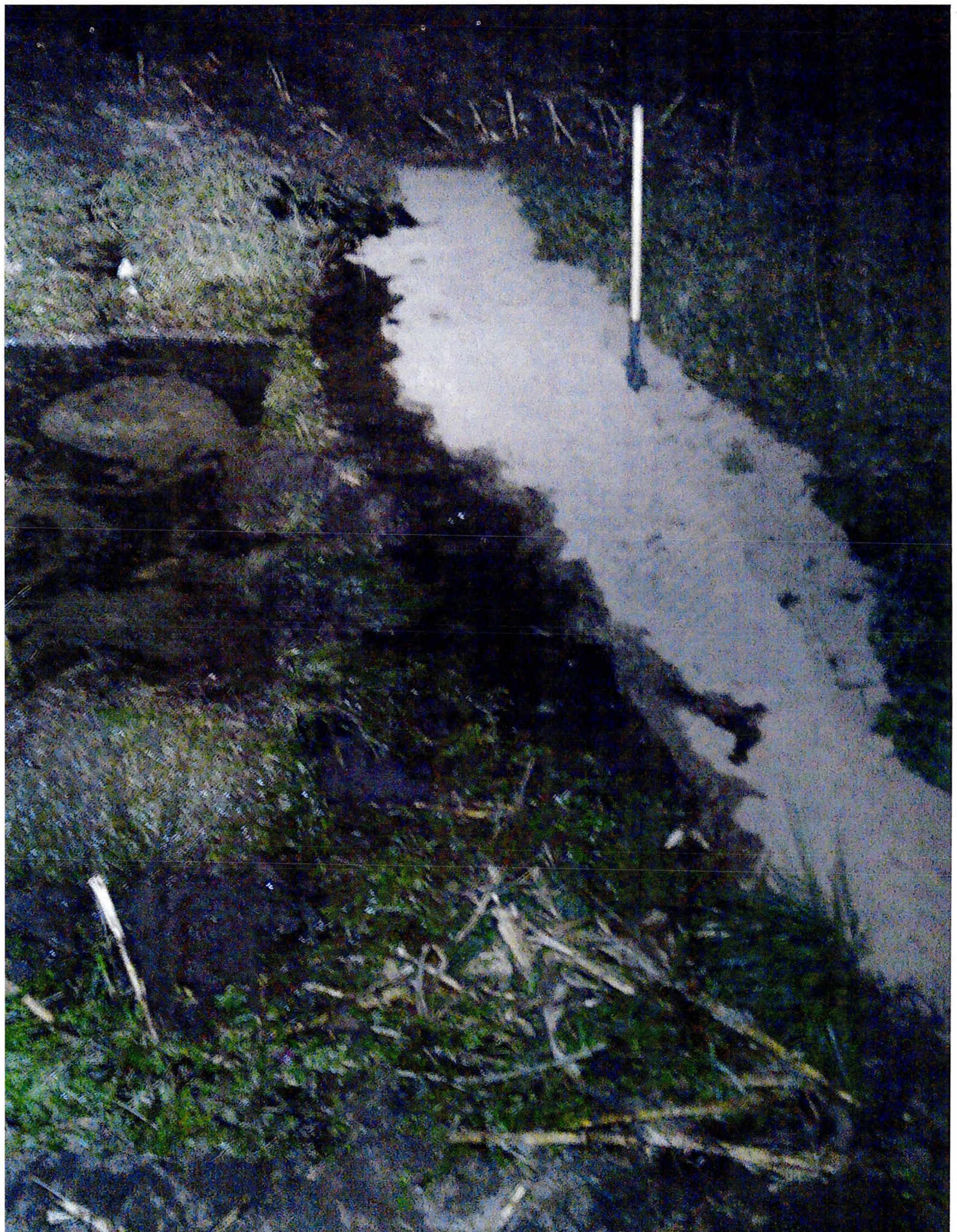
Notes

Spill Location: Red Dot

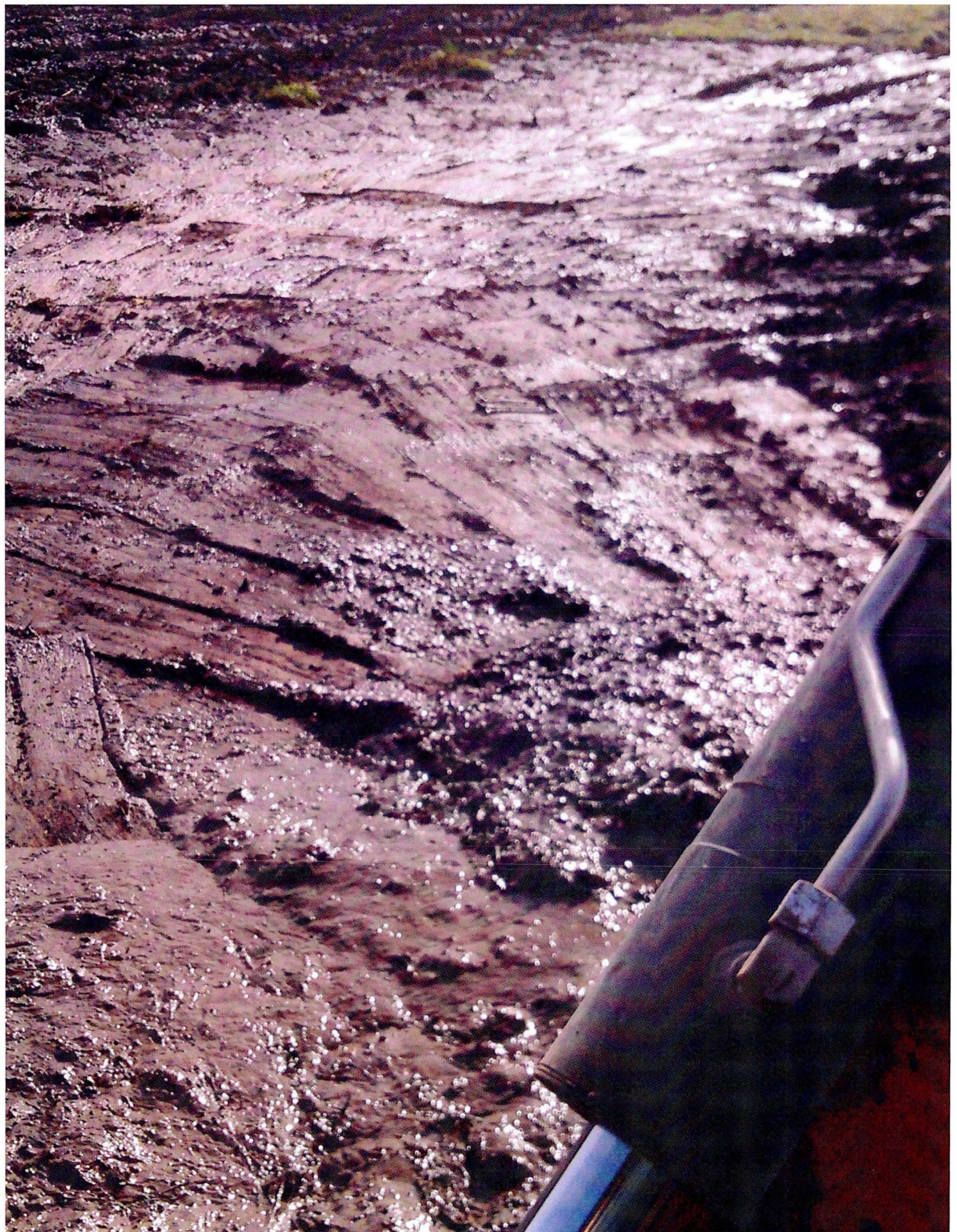
WTM: 711367, 450431

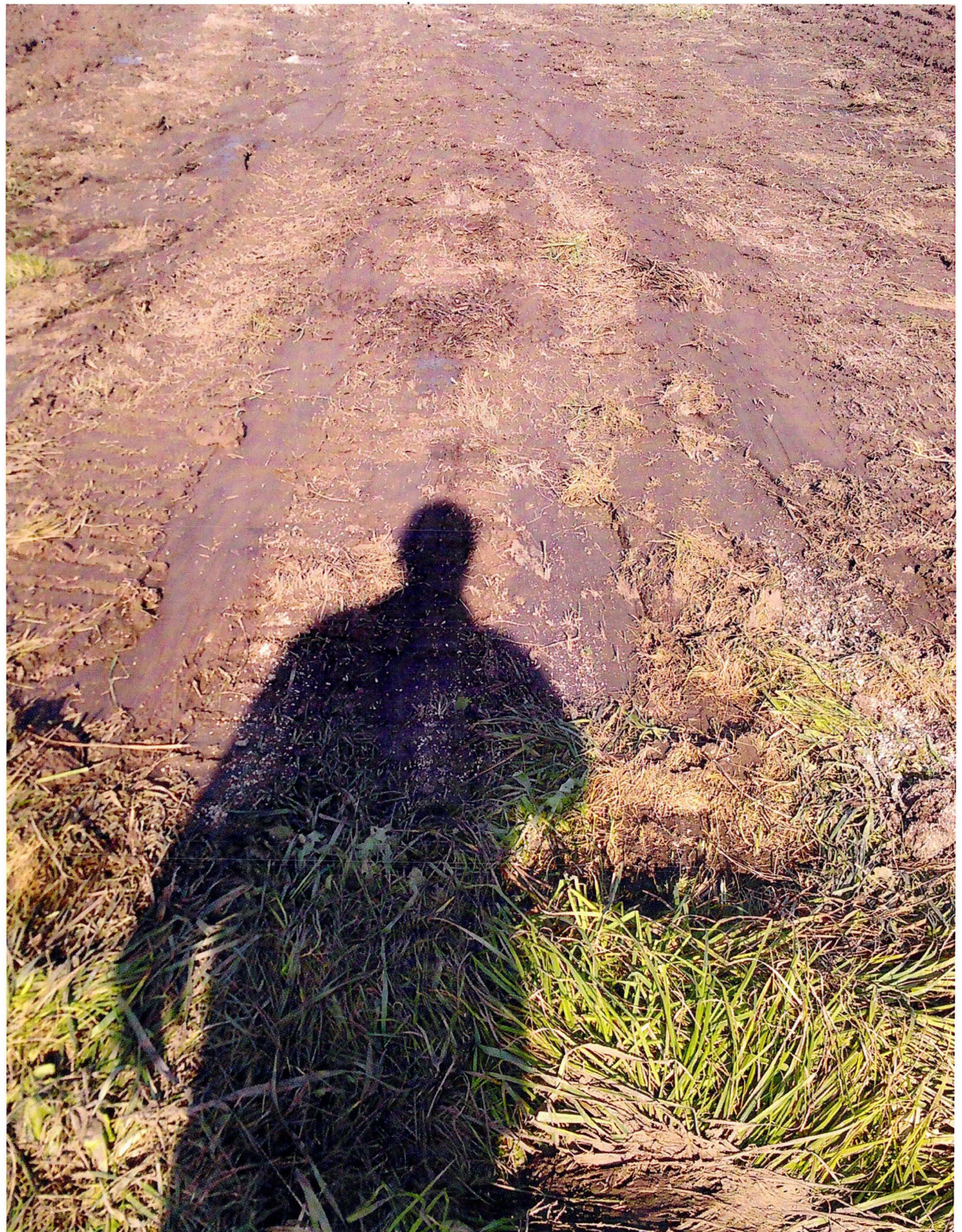
Pagels Ponderosa 11/9/15 Manure Spill Report

On the evening of 11/9/15 the dragline hose for applying manure broke while pumping and discharged manure into the field waterway. Pumps were shut off and hose was dragged into the field away from waterway and parked on with tractor to stop flow. We used a loader to bring a bucket of sand, around 2 yards to create a dam to stop spilled manure from flowing down the waterway. A hole was dug in front of dam to help contain manure. We used our vacuum tank to suck up what we could and land spread on field. A loader back hoe was used to scrap waterway clean and remove manure soaked soil and vegetative material, and it was land spread on field. Clean topsoil was brought in to fill hole and sand dam was removed and area was seeded with winter wheat and covered with shredded straw. The spill location was northwest of intersection of County rd. C and Cedar Valley rd. in Casco township Kewaunne County.















November 10, 2015

Mr. Dave LaCrosse
Pagels Ponderosa Dairy
N4893 CTH C
Kewaunee, WI 54216

Spill Reference: 20151109NE31-1

Date of Spill: 11/09/15

Dear Mr. LaCrosse:

The Wisconsin Department of Natural Resources ("Department") was notified that a hazardous substance spill occurred on the date and location referenced above. You have received this correspondence because based on the available information the Department believes you are responsible for addressing the hazardous substance spill under Section 292.11 Wisconsin Statutes. Wisconsin Statute 292.11(3) states:

"A person who possesses or controls a hazardous substance which is discharged or who causes the discharge of a hazardous substance shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from the discharge to the air, lands, or waters of the state."

Note, s.292.01(5)Wis.Stats., "Hazardous substance" means any substance or combination of substances including any waste of a solid, semisolid, liquid or gaseous form, which may cause or significantly, contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness or which may pose a substantial present or potential hazard to human health or the environment because of its quality, concentration, physical, chemical or infectious characteristics. This term includes, but is not limited to, substances that are toxic, corrosive, flammable, irritants, strong sensitizers or explosives as determined by the department.

Further, s.292.11(3)Wis. Stats., "Discharge" means, but is not limited to spilling, leaking, pumping, pouring, emitting, emptying, or dumping.

This letter describes the legal responsibilities of a person who is responsible under Section 292.11 Wisconsin Statutes, the spill law, and explains what you need to do clean up the spilled material and "minimize the harmful effects" of any remaining contamination. A description of general spill response procedures and lists of treatment and disposal facilities are attached. You have 45 days from the time the spill was reported to complete this task and send us documentation and proof of what you did to comply.

See NR 708 Wisconsin Admin. Code: <http://www.legis.state.wi.us/rsb/code/nr/nr708.pdf> for detailed response requirements. More information on the Spill Program and Spill Response is available at the Department internet site: <http://dnr.wi.gov/topic/spills/>.

The Department recommends you obtain the services of an environmental contractor and/or consultant who can properly manage this clean-up and knows how to help you to comply with the law. A list of environmental consultants and spill contractors that respond to spills is attached to this letter. A more

complete list is available at <http://dnr.wi.gov/files/PDF/pubs/rr/RR024.pdf>. Environmental consultants and contractors can also be located through the internet and local phone directory.

Based on the information available about the spill and the actions taken by you to clean up the spill, the Department will determine if further investigation or cleanup is necessary. Do not wait for Department approval to take appropriate action, but do contact us if you have questions or need other assistance. If you want a formal written response from us for a specific submittal, please be aware that a review fee is required in accordance with ch. NR 749, Wis. Adm. Code.

It is important that you keep the Department informed of your actions to clean up this spill. We prefer to work cooperatively with people to work through these events and get these projects done. Please know that failure to provide documentation of your actions is a violation of Wisconsin Administrative Code requirements and may result in enforcement actions against you. Please send all correspondence to me at the address on the above letterhead.

The Department appreciates your quick action to initial actions to address this situation. If you have any questions regarding this notification or Wisconsin's requirements for spill cleanup, please contact me at 920-303-5410 or via email at beth.erdman@wisconsin.gov.

Sincerely,



Beth A. Erdman
NER Spill Coordinator
Wisconsin Department of Natural Resources